

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

December 14, 2004

2004 DEC 14 PM 4:16

IN RE: Petition of King's Chapel Capacity,)
LLC for Certificate of Convenience and)
Necessity to Serve an Area in Williamson,)
County, Tennessee Known as Ashby Community)

TRA DOCKET ROOM
Docket No. 04-00335

MOTION TO FILE REPLY AND FOR ORAL ARGUMENT

Pursuant to TRA Rule 1220-1-2-.06(3), Tennessee Wastewater Systems, Inc. ("TWS") moves to submit a short Reply to the Response of King's Chapel Capacity filed in opposition to the Motion to Hold Proceedings in Abeyance. TWS submits that a Reply is appropriate because the Response of King's Chapel raises new issues not addressed by TWS in the Motion. Furthermore, TWS would like to include in its Reply a copy of TWS's response to the Motion to Dismiss filed by King's Chapel in Williamson County Chancery Court.¹

If this request is granted, TWS intends to file its Reply on December 16, 2004, one week following the filing of the Response of King's Chapel.


Finally, TWS requests the opportunity to present oral argument on the request to hold these proceedings in abeyance.²

¹ King's Chapel has previously filed with the TRA a copy of its Motion to Dismiss.

² The Motion to Dismiss is presently scheduled to be heard in Williamson County Chancery Court on December 20, 2004. If the Hearing Officer agrees to hear argument on the request to hold these proceedings in abeyance, it would seem logical to do so after December 20 so that the parties can inform the Hearing Officer of the Court's ruling, if any, on the Motion to Dismiss.

Respectfully submitted,

BOULT, CUMMINGS, CONNERS & BERRY, PLC

By: 
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CERTIFICATE OF SERVICE

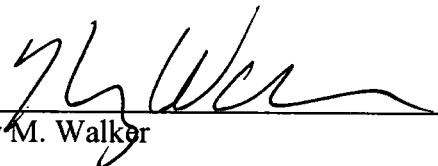
I hereby certify that a copy of the foregoing is being forwarded via U.S. Mail, postage prepaid, to:

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on this the 14th day of December 2004.


Henry M. Walker